



City of Gahanna

200 South Hamilton
Road
Gahanna, Ohio 43230

Signature

Ordinance: ORD-0062-2023

File Number: ORD-0062-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO PROVIDE CONSENT AND ENTER A PARTICIPATORY AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR JOINT PLANS FOR REHABILITATION OF THE HAMILTON ROAD BRIDGE OVER INTERSTATE 270

WHEREAS, the City of Gahanna and the Ohio Department of Transportation (ODOT) have been working jointly on plans for the rehabilitation of the Hamilton Road Bridge over Interstate 270; and

WHEREAS, ODOT is requesting the City consent to legislation pledging its commitment to participate financially with the decorative fencing, lighting, and a shared use path as a 100 percent local share of funding; and

WHEREAS, the local share is estimated to be between \$750,000 and \$1,000,000 and is to be included as part of the 2024 capital budget request to align with ODOT's construction schedule slated to begin in the spring of 2024; and

WHEREAS, ODOT has requested that consent legislation be returned to their office no later than November 1, 2023.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GAHANNA, COUNTY OF FRANKLIN, STATE OF OHIO:

Section 1. That the Mayor is hereby authorized to provide consent and enter into a participatory agreement with ODOT for the rehabilitation and widening of structure FRA-270-36.94 (PID 86067), including installing decorative fencing and lighting, building a shared use path, and other associated work within the City limits; said consent legislation and project more particularly described in EXHIBIT A attached hereto and made a part herein.

Section 2. That this Ordinance shall be in full force and effect after passage by this Council and 30 days after signature of approval by the Mayor.

At a regular meeting of the City Council on September 5, 2023, a motion was made by Schnetzer, seconded by Bowers, that this Ordinance be Adopted. The vote was as follows:

Ms. Angelou, absent; Ms. Bowers, yes; Ms. McGregor, yes; Ms. Padova, yes; Mr. Renner, yes; Mr. Schnetzer, yes; Mr. Weaver, yes.

President


Stephen A. Renner

Date

09/05/2023

Attest by Jeremy A. VanMeter
Jeremy A. VanMeter
Clerk of Council

Date 9/5/2023

Approved by the Mayor Laurie A. Jadwin
Laurie A. Jadwin

Date 9.6.2023

Approved as to Form Raymond J. Mularski
Raymond J. Mularski
City Attorney

Date 9.5-23

PRELIMINARY PARTICIPATORY LEGISLATION

RC 5521.01

Ordinance/Resolution# ORD-0062-2023
PID No. 86067
County/Route/Section FRA-270-36.94

The following is Ordinance enacted by the City of Gahanna of Franklin
(An Ordinance/a Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I - Project Description

WHEREAS, the STATE has identified the need for the described project:

Rehabilitation and widening of structure FRA-317-17.20 L&R, including installing decorative fencing and lighting, building a shared use path, and other associated work within the City limits.

NOW, THEREFORE, be it ordained by the City of Gahanna of Franklin County, Ohio.
(LPA)

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA agrees to pay 100% of the cost of aesthetic items including decorative vandal fence, decorative lighting, and decorative light poles

The LPA further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

The LPA further agrees to pay One Hundred Percent (100%) of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION V - Authority to Sign

The Mayor of said City of Gahanna is hereby empowered on behalf of the City of Gahanna to enter into contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project and to enter into contracts with the Director of Transportation necessary to complete the above described project.

Upon the request of ODOT, the Mayor is also empowered to assign all rights, title, and interests of the City of Gahanna to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further the LPA agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Passed: September 5, 2023
(Date)

Attested: Jeremy A. Van Meter (Clerk) Laurel (Officer of LPA - Mayor)

Attested: [Signature] (City Attorney) [Signature] (President of Council)

This N/A is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

City of Gahanna of Franklin County, Ohio,
(LPA)

Jeremy A. VanMeter, as Clerk of the City of Gahanna
(LPA)

of Franklin County, Ohio, do hereby certify that the forgoing is a true and
correct copy of ORD-0062-2023 adopted by the legislative Authority of the said
(Ordinance/Resolution)

City of Gahanna on the 5th day of September, 20 23
(LPA)

that the publication of such ORD-0062-2023 has been made and certified of
(Ordinance/Resolution)

record according to law; that no proceedings looking to a referendum upon such
ORD-0062-2023 have been taken; and that such ORD-0062-2023
(Ordinance/Resolution) (Ordinance/Resolution)

and certificate of publication thereof are of record in Ordinance Page 0062-2023
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if
applicable, this 7th day of September, 20 23



Jeremy A. VanMeter
Clerk

City of Gahanna of Franklin County, Ohio
(LPA)

acted as a City then the "City Seal" is required. If no Seal, then a letter stating "No
Seal" accompany the executed legislation.)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Gahanna of Franklin County, Ohio
(LPA)

Attest: [Signature] [Signature], Date 9.6.2023
City Attorney Mayor

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation